

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Curtis McDaniel

Write the full name of each plaintiff.

20 CV 0995

CV

(Include case number if one has been assigned)

-against-

NYC Fire Department

NYC Police Department

John Doe John Doe John

Doe John Doe Jane Doe Jane Doe

Write the full name of each defendant. If you need more space, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed above must be identical to those contained in Section II.

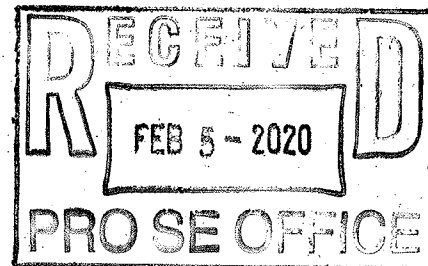
COMPLAINT

Do you want a jury trial?

☒ Yes ☐ No

NOTICE

The public can access electronic court files. For privacy and security reasons, papers filed with the court should therefore *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number. See Federal Rule of Civil Procedure 5.2.



I. BASIS FOR JURISDICTION

Federal courts are courts of limited jurisdiction (limited power). Generally, only two types of cases can be heard in federal court: cases involving a federal question and cases involving diversity of citizenship of the parties. Under 28 U.S.C. § 1331, a case arising under the United States Constitution or federal laws or treaties is a federal question case. Under 28 U.S.C. § 1332, a case in which a citizen of one State sues a citizen of another State or nation, and the amount in controversy is more than \$75,000, is a diversity case. In a diversity case, no defendant may be a citizen of the same State as any plaintiff.

What is the basis for federal-court jurisdiction in your case?

☒ Federal Question

☐ Diversity of Citizenship

A. If you checked Federal Question

Which of your federal constitutional or federal statutory rights have been violated?

The 4 and 14th Amendment the right to be
secure in my home

B. If you checked Diversity of Citizenship

1. Citizenship of the parties

Of what State is each party a citizen?

The plaintiff, Curtis McDermott, is a citizen of the State of
(Plaintiff's name)

New York State
(State in which the person resides and intends to remain.)

or, if not lawfully admitted for permanent residence in the United States, a citizen or subject of the foreign state of

If more than one plaintiff is named in the complaint, attach additional pages providing information for each additional plaintiff.

If the defendant is an individual:

The defendant, _____, is a citizen of the State of _____
(Defendant's name)

or, if not lawfully admitted for permanent residence in the United States, a citizen or subject of the foreign state of _____

If the defendant is a corporation:

The defendant, _____, is incorporated under the laws of the State of _____

and has its principal place of business in the State of _____

or is incorporated under the laws of (foreign state) _____

and has its principal place of business in _____

If more than one defendant is named in the complaint, attach additional pages providing information for each additional defendant.

II. PARTIES

A. Plaintiff Information

Provide the following information for each plaintiff named in the complaint. Attach additional pages if needed.

Curtis C McDaniel
First Name Middle Initial Last Name

Downstate Correction Facility ^{Bx F} Fred School House Road
Street Address

Fishkill New York 12524-0445
County, City State Zip Code

Telephone Number _____

Curtis.McDanielabau@gmail.com
Email Address (if available)

B. Defendant Information

To the best of your ability, provide addresses where each defendant may be served. If the correct information is not provided, it could delay or prevent service of the complaint on the defendant. Make sure that the defendants listed below are the same as those listed in the caption. Attach additional pages if needed.

Defendant 1:

John Doe
 First Name Last Name
Fire Department Fire fighter
 Current Job Title (or other identifying information)
250 East 164 East 102nd st
 Current Work Address (or other address where defendant may be served)
New York New York
 County, City State Zip Code

Defendant 2:

John Doe
 First Name Last Name
Fire department Fire Fighter
 Current Job Title (or other identifying information)
164 East 102nd st
 Current Work Address (or other address where defendant may be served)
New York New York
 County, City State Zip Code

Defendant 3:

Jane Doe
 First Name Last Name
Police officer 23 precinct
 Current Job Title (or other identifying information)
164 East 102nd Street
 Current Work Address (or other address where defendant may be served)
New York New York
 County, City State Zip Code

Defendant 4:

John

Doe

First Name

Last Name

Police officer 23 precinct

Current Job Title (or other identifying information)

161 East 102nd Street

Current Work Address (or other address where defendant may be served)

New York

New York

County, City

State

Zip Code

III. STATEMENT OF CLAIMPlace(s) of occurrence: 160 East 108th Street Apt 4M

Date(s) of occurrence: Feb 25 2019, July 11 2018, March 2019

FACTS:

State here briefly the FACTS that support your case. Describe what happened, how you were harmed, and what each defendant personally did or failed to do that harmed you. Attach additional pages if needed.

On three different event my house was broken in to by the fire department and my local police department. My house was illegally searched, and things were missing broken and turned out my dog was also injured. July 11, 2018 my house was illegal search by 2 female officers after I was arrested down stair they took my keys and turned over state and broke things. On Feb 25, 2019 My house was broken into and search by the same with a lk saying it was a life alert know me and my father stay there only. On or some time around march 2019 while I was arrested my house was broken into for court warrant to get my dog but my house was search then left open and thing were missing

each time they broken my dog was hit by the door to the apartment she has been very scared after each event and she each event of everyone

INJURIES:

If you were injured as a result of these actions, describe your injuries and what medical treatment, if any, you required and received.

The injuries were to my dog and property in my home also the entire door and frame and lock/cylinder. My dog has been acting funny ever since then, so mental distress/anguish

IV. RELIEF

State briefly what money damages or other relief you want the court to order.

I asking for \$100,000 Compensatory damage, punitive damage and general damage

V. PLAINTIFF'S CERTIFICATION AND WARNINGS

By signing below, I certify to the best of my knowledge, information, and belief that: (1) the complaint is not being presented for an improper purpose (such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation); (2) the claims are supported by existing law or by a nonfrivolous argument to change existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Federal Rule of Civil Procedure 11.

I agree to notify the Clerk's Office in writing of any changes to my mailing address. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Each Plaintiff must sign and date the complaint. Attach additional pages if necessary. If seeking to proceed without prepayment of fees, each plaintiff must also submit an IFP application.

01/26/20
Dated

Curtis O
First Name Middle Initial

Curtis McDaniel
Plaintiff's Signature Last Name

Down State Correctional Facility Box F Red School House Road
Street Address

New York New York 12524-0445
County, City State Zip Code

Telephone Number

Curtis.McDaniel@baw@gmail.com
Email Address (if available)

I have read the Pro Se (Nonprisoner) Consent to Receive Documents Electronically:

☐ Yes ☐ No

If you do consent to receive documents electronically, submit the completed form with your complaint. If you do not consent, please do not attach the form.

DOWNSTATE CORRECTIONAL FACILITY

BOX F
RED SCHOOLHOUSE ROAD
FISHKILL, NEW YORK 12524-0445

NAME: Curtis McDaniel DIN: 2

DOWNSTATE
CORRECTIONAL
FACILITY

DOWNSTATE



CORRECTIONAL FACILITY

NEOPOST

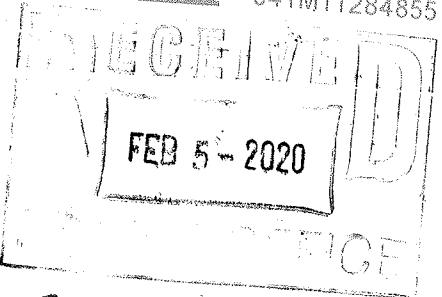
01/30/2020

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FIRST-CLASS MAIL



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Pro se Intake Unit
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New York, New York, 10007

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